

Appl. No. 09/730,676  
 Amdt. Dated September 13, 2004  
 Reply to Office Action of June 18, 2004

Amendments to the Claims:

This listing of claims will replace all prior versions, and listings, of claims in the application:

5

Listing of Claims:

1 Claim 1 (currently amended): Apparatus for ~~selecting~~ presenting real-time events event  
 2 recommendations ~~for presentation in the form of a list~~ to a user, the apparatus  
 3 ~~comprising~~ comprising:

4 at least one user interface mechanism adapted to interact with the user; and  
 5 a processing device adapted to perform the following operations:

6 choosing at least one real-time event based upon at least one criterion,  
 7 wherein the at least one ~~the criterion being modified in a time-varying of the at~~  
 8 least one real-time event is additionally weighted by a factor based on when the  
 9 real time event is set to begin and to end relative to the user's current time to  
 10 yield a list of real-time event recommendations; ~~fashion that takes into account a~~  
 11 ~~fuzzy now;~~ and

12 presenting the ~~at least one real-time event~~ list of real-time event  
 13 recommendations to the user at the user interface mechanism.

1 Claim 2 (canceled).

1 Claim 3 (currently amended): The apparatus of claim 2, wherein ~~the recommendation~~  
2 at least one criterion is a function of a user profile.

1 Claim 4 (currently amended): The apparatus of claim 2, wherein ~~the recommendation~~  
2 at least one criterion is a function of a user-selected category.

1 Claim 5 (canceled).

1 Claim 6 (currently amended): The apparatus of claim 1, wherein ~~the~~ at least one  
2 criterion is and the weighted factor is a function of of:  
3 a minimum recommendation value for a show,  
4 a maximum recommendation value of the show,  
5 a current time,  
6 a start time of the show, and  
7 an end time of the show or a duration of the show.

1 Claim 7 (original): The apparatus of claim 1, wherein the apparatus is a remote and  
2 the processing device is internal to the remote.

1 Claim 8 (original): The apparatus of claim 1, wherein the real-time event comprises  
2 broadcast or transmitted content.

1 Claim 9 (original): The apparatus of claim 1, wherein the real-time event is located at  
2 an assembly location external to a present locus of user activity.

1 Claim 10 (original): The apparatus of claim 1, wherein presenting occurs via a surf ring  
2 in which only recommended real-time events are assigned to the surf ring.

1 Claim 11 (original): The apparatus of claim 1, wherein presenting occurs via a  
2 graphical user interface including an EPG.

1 Claim 12: (currently amended): A remote control device for use with a consumer  
2 electronics device, ~~comprising~~ comprising:

3 a display adapted to provide user interface elements to the user;

4 a communication outlet adapted to communicate with the consumer electronics  
5 device; and

6 a processor adapted ~~to~~ to:

7 ~~determine information regarding data content available to be experienced using~~

8 ~~the consumer electronics device;~~

9 choose via the consumer electronics device at least one real-time event  
10 based upon at least one criterion, wherein the at least one criterion of the at  
11 least one real-time event is additionally weighted by a factor based on when the  
12 real time event is set to begin and to end relative to the user's current time to

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13            yield a list of real-time event recommendations; and  
14                        cause the display to communicate the ~~information~~ list of real-time event  
15            recommendations to the user.

1    Claim 13 (canceled).

1    Claim 14 (currently amended): The remote control device of claim 43 ~~12~~, wherein the  
2    ~~content~~ real-time event is a television show and the consumer electronics device is a  
3    television.

1    Claim 15 (currently amended): The remote control device of claim 43 ~~12~~, wherein the  
2    ~~content~~ the real-time event is a real-time Internet event and the consumer electronics  
3    device is an Internet browsing device.

1    Claim 16 (currently amended): The remote control device of claim 12, wherein the  
2    ~~information~~ list of real-time event recommendations comprises an electronic program  
3    guide.

1    Claim 17 (canceled).

1 Claim 18 (currently amended): A content experiencing apparatus for real-time events  
2 of interest, comprising:

3 at least one user interface mechanism adapted to perform the following  
4 operations:

5 provide ~~the content~~ real-time events of interest to the user; and

6 receive input from the ~~user~~; user as to the user's selection of the real-time  
7 events provided;

8 a communication facility adapted to receive the ~~content~~ real-time events  
9 of interest from an external provider;

10 a tuning facility for selecting the ~~content~~ real-time events of interest to be  
11 received via the communication facility; and

12 a processor adapted to perform the following ~~operations~~ operations:

13 calculating at least one recommended piece of ~~content~~; real-time  
14 event of interest from amongst a plurality of available ~~pieces of content~~  
15 real-time events based upon at least one criterion, wherein the at least  
16 one criterion of the at least one real-time event is additionally weighted by  
17 a factor based on when the real time event is set to begin and to end  
18 relative to the user's current time; and

19 in response to a user input that does not contain either a specific  
20 tuning specification or a request for recommendation, automatically  
21 tuning the tuning facility to receive the recommended piece of ~~content~~.

22                   real-time event.

1     Claim 19 (original): The apparatus of claim 18, wherein  
2             the apparatus is a TV;  
3             the communication facility comprises at least one of an antenna or a cable  
4     connection; and  
5             the user interface mechanism comprises a television screen.

1     Claim 20 (original): The apparatus of claim 19, wherein the user input is a channel up  
2     button actuation, but the automatic tuning does not go to the next channel up in  
3     sequence from a current channel.

1     Claim 21 (original): The apparatus of claim 19, wherein the user input is a channel  
2     down button actuation, but the automatic tuning does not go to the next channel down  
3     in sequence from a current channel.

1     Claim 22 (currently amended): The apparatus of claim 19, wherein the user input is a  
2     power on actuation and the automatic tuning ~~does~~ goes neither to a last channel  
3     previously viewed nor to a default channel.